IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.44459 of 2008
BHARAT YADAV----------petitioner
Versus
STATE OF BIHAR----------opp.party
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2. 24.11.2008 Heard learned counsel for the petitioner and the State.

It is a case of committing dacoity in a passenger bus, which was headed to Birpur for Patna. Properties belonging to the passengers in the form of cash, ornaments were looted away. The name of the petitioner came because some one stated that the criminals were taking some names and the name of Bharat Yadav was also taken by them.

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The contention is that in spite of being in custody since 24.6.2008 the petitioner was not put on test identification parade. The further contention is that the evidence of identification, which is available against the petitioner, was too weak to be acted upon. The third contention was that in spite of the materials, which could be indicated by the rejection order, the petitioner could not be found possessing any of the theft property.

Regard be had to the facts and circumstances of the case, let the petitioner Bharat Yadav be

released on bail on furnishing bail bonds of rupees five thousand with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Khagaria, in Chautham P.S.case no. 37 of 2008.

(Dharnidhar Jha,J.)

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